

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Daniele Levy et al.

Title: METHOD AND SYSTEM FOR HARVESTING FEEDBACK AND COMMENTS
REGARDING MULTIPLE ITEMS FROM USERS OF A NETWORK-BASED TRANSACTION
FACILITY

Docket No.: 2043.088US1

Filed: February 29, 2000

Examiner: Timothy M. Harbeck

Customer No.: 21186

Serial No.: 09/515,575

Due Date: June 8, 2007

Group Art Unit: 3692

Confirmation No.: 9778

Commissioner for Patents

Attn: MAIL STOP ISSUE FEE

P.O. Box 1450

Alexandria, VA 22313-1450

**Notice of Allowance Date:** 

March 8, 2007

We are transmitting herewith the attached:

 $\underline{X}$  A check in the amount of \$1400.00 to cover the Large Entity Issue Fee Payment.

X Issue Fee Transmittal (Form PTOL-85).

X Comment on Statement of Reasons for Allowance (2 pgs) inf

X A return postcard.

Please charge any additional required fees for the Issue Fee Payment or credit overpayment at Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

Customer Number: 21186

Andre L. Marais Reg. No. 48,095

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, Attn – MAIL STOP SSUE FEE, P.O. Box 1450, Alexandria, VA 22313-1450, on this 8 day of June, 2007.

Lynnea M. Fedyk

Name

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PATENT

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NETWORK-BASED TRANSACTION FACILITY

## **COMMENT ON STATMENT OF REASONS FOR ALLOWANCE**

MS Issue Fee Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Applicants have reviewed the Notice of Allowance dated March 8, 2007.

- 1. The Applicants note that the Examiner's Statement of Reasons for Allowance recites that, for claims 1, 3-19, 21-31 and 34, the prior art does not disclose or suggest each and every limitation. The Applicants wish to make of record that the prosecution history for the present application provides the proper record of which limitations of the claims the Applicants consider to be disclosed in the prior art. The fact that the Applicants did not argue that each and every limitation of the independent (and dependent claims) is not disclosed in the prior art should not be construed as an admission or acknowledgement that such limitations are in fact disclosed into the prior art, that such limitations have been surrendered during the prosecution of the application, and/or that each and every limitation of the independent claims of the present application is required to render these claims novel over the of the prior art of record.
- 2. Accordingly, the Applicants retain the right to obtain claims of broader scope (e.g., by way of a continuation, divisional, or broadening reissue application) based on the subject matter of the present application. For example, the Applicants retain the right to file applications based on the present application (including claims (1) in which certain or all limitations of the currently allowed claims are omitted, and (2) including the limitations that were examined in the current application, and which the Applicants did not expressly argue not to be disclosed in the prior art) without the Statement of Reasons for Allowance in the present application being regarded as an surrender to the prior art.

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OF A NETWORK-BASED TRANSACTION FACILITY

The Examiner is invited to telephone Applicants' attorney at 408-278-4046 to discuss this application. If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

DANIELE LEVY ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A. P.O. Box 2938
Minneapolis, MN 55402

408-278-4046

Date JUNE 8, 2007

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Reg. No. 48,095

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Lynnea M. Fedyk

Name